

**MINUTES
NORTH LEBANON TOWNSHIP
BOARD OF SUPERVISORS
OCTOBER 15, 2012**

The regularly scheduled meeting of the North Lebanon Township Board of Supervisors was held at 7:00 PM at the Municipal Building located at 725 Kimmerlings Road, Lebanon, PA with the following people present:

Richard E. Miller	Chairman
Edward A. Brensinger	Vice – Chairman
Kenneth C. Artz	Treasurer
Cheri F Grumbine	Twp Manager
Harold L. Easter	Chief of Police
Solicitor Frederick S. Wolf	Henry & Beaver LLP

Also in attendance was Kathy Hackleman of the Lebanon Daily News and several other individuals. The meeting was called to order and the pledge to the flag was done.

COMMENTS FROM THE PUBLIC

A.) Martin Family Farm Land Dev Plan – Weavertown Rd

Mr. Martin was present to discuss his Land Development Plan. The plan shows several new farming structures being added as well as stormwater management. Mgr Grumbine stated that the Planning Commission and Lebanon County Planning have recommended approval. The Supervisors reviewed some of the details of the plan. Mr. Martin explained some of the piping details shown and the downspout functions.

MOTION was made and seconded to approve the Land Development Plan for the Martin Family. Motion unanimously carried.

B.) Eileen Mumford – 117 Northcrest Acres; Trees on Neighboring Property

Ms. Mumford told the Board she resides in the Northcrest Mobile Home Park. She has a concern about a tree line which sits on the border between the Mobile Home Park and Grosfillex property. She had visited the County Courthouse and obtained an aerial of the location. The height of the trees as well as the condition of the trees adds to her concerns. The tree line could affect approximately 25 homes. She said she, as well as some of the other trailer owners, are concerned about the trees coming down on their homes. She mentioned some of the damage that has occurred to their homes due to the falling tree debris. Ms. Mumford is asking what can be done about getting some maintenance for these trees.

Chm Miller asked where the trees are located, whose property. Mumford replied the tree line seems to run through the property line. Her guess would be that both the Park owner and Grosfillex would be responsible. Suv Brensinger asked Ms. Mumford if she had talked to Grosfillex and she indicated she had. Suv Brensinger told her that Grosfillex are tenants, they do not own this property. The Board members discussed the idea of having a letter mailed to the owners of both properties outlining the concerns expressed this evening and request that they try to resolve the problem of maintenance for the trees. The Board members indicated their agreement to this idea. Chm Miller addressed Ms. Mumford and asked that she share her notes and research she has done. Ms. Mumford agreed to share her notes and to the idea of the Twp mailing a letter to both property owners.

C.) Martin Barondick – New St

Mr. Barondick questioned if the Township has received any information about the number of farms that have participated in the Clean and Green Program. Mgr Grumbine responded we have not received any information to date.

D.) Brian Schott – Prescott Dr

Mr. Schott told the Board he is looking for some information or help on an issue he is experiencing with his neighbors. Due to previous circumstances his property sits in front of the neighboring property that lies to the rear of the Schott property. A right-of-way easement was provided for Schott's neighbors to gain entrance to the rear property. Also a portion of the neighbors building is on Schott's property. The problem now is that his neighbors are trespassing on property other than the right-of-way agreement that was provided for them. Schott gave the Board an aerial map to show the Supervisors the area being discussed. Schott told the Board that a NLT Police Officer had visited him and told him about a complaint regarding a car trailer that Schott has on his property. According to Schott the Officer told him he will have to move the trailer. Schott questioned how his neighbor can tell him what to do on his own property. After reviewing the right-of-way agreement Sol Wolf advised Schott to see his attorney about any type of violation concerning the right-of-way agreement.

Chm Miller asked Chf Easter if he knows anything about this situation. Chf Easter indicated he did not know anything about this situation and would have to speak to the Officer who had made the visit. Mr. Schott provided Chf Easter with the documents he had.

E.) Robert Graham – Narrows Drive

Mr. Graham started his remarks by saying his property is located in the area where the Twp is working on the entrance to the new Park. He said several years ago Narrows Dr had been repaved and since that time when it rains the water runs down toward his driveway and has worn the top edge off his driveway. He mentioned his neighbor had an issue similar to this one and the Twp had constructed a lip to prevent the water from pooling in their driveway. Suv Brensinger told Graham that the Twp could add a lip to the front of the driveway but then he would have to contend with driving over the hump it will create. Graham told him he is fine with driving over a hump and he would like the Twp to just fix the problem. It is Graham's intention to have his driveway repaved next year.

Mr. Graham asked if there are going to be any signs displayed at the new park while the Twp equipment is parked there. He reported there are people walking all over the place. Suv Brensinger said there is a problem with the signs getting knocked over by the equipment. He would check into it and have the signs posted again.

F.) Chris Donnachie – 31st Street

Mr. Donnachie stated he is here tonight concerning the truck traffic for the Lebanon Rails Industrial Park. These drivers are using GPS units to find the Industrial Park and are being directed into 31st Street. Once on 31st Street, the drivers realize they can't navigate to the Park and then are having a really difficult time getting back out to Tunnel Hill Road. Donnachie said there is a "No Outlet" sign posted at the end of 31st Street but feels it would be better at the beginning to see before turning onto 31st Street. The Supervisors discussed what type of signage would best resolve the problem. Chm Miller told Mr. Donnachie that Roadmaster Brensinger will add this to his agenda of items to accomplish.

APPROVAL OF MINUTES

Chm Miller said he would like to have some wording revised in the draft minutes of the September meeting. A Moment of Silence was held in memory of the military people who had been killed. He would like the wording to read the individuals were murdered not killed.

MOTION was made and seconded to approve minutes from the meeting of September 17, 2012 with the revised wording discussed. Also approved are the minutes from the October 1, 2012 Budget Work Shop. Motion was unanimously carried.

APPROVAL PAYROLL and PAYMENT OF INVOICES

MOTION was made and seconded to approve payroll, invoices for payment subject to audit. Motion was unanimously carried.

CHIEF OF POLICE REPORT – Chief Harold Easter**A.) Calls for Service – Month of September**

Chf Easter reported on the activities for the month of September 2012. Chief Easter mentioned some of the individual categories for these calls of service. He reported there was a total of 746 Police-citizen contacts in the month of September.

B.) Donation of 11 Bicycles – Marine Toys for Tots (per Resolution 8-2000)

Chf Easter told the Board that the Police Dept has accumulated 11 bicycles which they would like to donate to the Marine Corps Toys for Tots Program. According to Resolution 8-2000 adoption he is required to get approval from the Board before making these donations.

MOTION was made and seconded to approve the Police Dept donating 11 bicycles to the Marine Corp Toys for Tots Program. Motion unanimously carried.

C.) Traffic Fatality - Prescott Dr

Chm Miller questioned Chf Easter about the fatality which had occurred in NLT early Saturday morning. He said he would like the Board to be informed if there is something that might need to be corrected as a result of this fatality. Chf Easter agreed to provide that information when it becomes available.

D.) Canvassers and Solicitation Draft Document

Chf Easter had provided a copy of a draft Ordinance to Sol Wolf for review. Sol Wolf is reviewing this draft and comparing it to what the Twp ordinance currently contains and recent cases. Sol Wolf told the Board as soon as he has finished his review he will forward his comments to them for review. Chf Easter asked Sol Wolf to make contact with West Leeb Twp's Attorney Scott Feeman. W Leeb Twp is also working reviewing the draft Ordinance. Sol Wolf stated that he would make contact as both of the Ordinances should read the same in order for NLT Police Dept to enforce the Ordinance in both Townships.

E.) Fire Hydrant – Long Lane

Martin Barondick asked Chf Easter about assigning his Officers the task of enforcing the fire hydrant parking law for the Long Lane hydrant. It was brought up at the last meeting and Barondick said he noticed vehicles parked in front of it again this past weekend. Chm Miller suggested that the Road crew paint some yellow striping at the hydrant area. Chf Easter agreed that once the line striping is in place ticketing can then be done for continued violations.

TOWNSHIP MANAGERS REPORT – Cheri F. Grumbine**A.) Tour of Kreider Farm – Current Management Practices**

Recently Mgr Grumbine met with Lynette Gelsinger from Lebanon County Conservation District and Harold Kreider on site at the Tunnel Hill Road farm. A Memo was prepared and provided to the Supervisors regarding the tour along with pictures taken by Ms. Gelsinger. Mr. Kreider informed Mgr Grumbine the farm is now totally organic. Due to organic farming it is very important that totally dry litter be maintained by Kreider. Inspection is performed at least weekly on his facility. The farming practices have not been changed since last year. He explained the humidity and hot temperatures from this past season may have contributed to the odor problem. He also lost his bean field and spread compost material on the field when they were calling for rain but unfortunately the rains never came; again contributing to the odor issue. Mgr Grumbine told the Board that Mr. Kreider was very cooperative and answered any questions that they had for him.

Chm Miller asked Sol Wolf what legal options, other than the Right to Farm Act, the Twp might have. Sol Wolf stated that if Kreider is meeting all the requirements of the State and Federal statutes the Twp cannot make additional demands. Suv Brensinger explained the process of keeping the birds at the proper temperature while considering the weather.

Kreider Farm – Current Management Practices (con't)

When the subject of the trees was discussed Mr. Kreider indicated he had already made contact with a nursery in regards to replacing the dead trees. Mgr Grumbine added that the trees were not a requirement for the Land Development plan. Thus we can only recommend that the trees be replaced. It was decided that because of the cooler weather and the odor not being a problem at this time of year, the chicken operation would be observed next spring.

B.) P.R.I.N.T. Community Map Publication - 2014

North Lebanon's latest Community Map project was completed in 2007 so it is time to again update information for the mailing to all our residents and businesses within the Township. The cost of the Community Map is covered through advertisements so the map is completed and mailed at no cost to the Township residents. Mgr Grumbine is asking the Board to approve a contract with P.R.I.N.T. for the completion and mailing of a Community Map for North Lebanon Township.

MOTION was made and seconded to approve the contract with P.R.I.N.T. for the completion and mailing of the Community Map for North Lebanon Township. Motion unanimously carried.

C.) Pertinent Issues

1. CLSD Regional Comprehensive Plan Update – Joint PC Meeting 10/04/12 - The Joint Regional Planning Commission meeting was held on October 4 at the South Lebanon Elementary School. Consultant Michelle Brummer will now complete the recommended changes to the Plan based on the discussions and actions taken by the municipalities. Two municipalities did not have a quorum and will need to take action at their next Planning Commission meetings. Once the Plan is updated Mgr Grumbine will provide copies to the Board. Copies will also be forwarded to the municipalities that border each of the 5 participating municipalities for their input as well as the Cornwall-Lebanon School District.

Suv Brensinger commended the NLT Planning Commission for attending this important meeting. We had a quorum and were able to make a recommendation. He thanked the Commission members for taking the time to read the material and attend the meeting.

2. Agreement with Elco School District – EIT Under/Over Issue – Elco School District has reached an agreement with the underpaid municipalities regarding the over/under issue. According to the information Mgr Grumbine received the Twp will have to formally approve the agreement by Ordinance. Mgr Grumbine has been working with South Lebanon Township and their Solicitor Keith Kilgore to jointly advertise and prepare the document for the November meeting. The first payment from ELCO will be released to the underpaid municipalities after all underpaid municipalities have formally approved the agreement.

SOLICITOR'S REPORT – Sol Frederick Wolf**A.) Act 44 – Bidding of Investment Services – Pension Plans**

Sol Wolf reported that Mgr Grumbine has been working on a policy regarding the bidding process for Pension Plan services. During a recent Audit by the Attorney General's Office the Auditor reviewed the policy from Mgr Grumbine and indicated her approval of the document. Sol Wolf told the Board he is asking for authorization to advertise for Bids pertaining to Pension Plan services.

MOTION was made and seconded to authorize the advertising for bids for Pension Plan services in accordance with Act 44. Motion unanimously carried.

B.) Personnel Manual-Exec Session Following Meeting

The Office staff has been working on updates to the Personnel Manual for several months. Sol Wolf has been reviewing the draft as well as the Board. The Manual will then be reviewed at the Twp meeting when the Board deems they are ready to take action.

C.) Act 37 – Ambulance Service

Sol Wolf reminded the Board that Central Medical and First Aid & Safety Agency had attended meeting to discuss the reassigning of some of the emergency call box assignments. A change order has been submitted to Leb Co EMA noting a change in the order of call out for 2 different areas located within the Twp. Sol Wolf said the changes will be reviewed by himself and Mgr Grumbine. If the change requests are not in order with what the Twp decides, Leb Co EMA will be notified that all changes will be temporary until the Board makes a determination on the issue.

D.) Sholly Avenue Swale Issue – Letter Mailed to 8 Townhouse Unit Owners

A letter had been mailed to the 8 Townhouse owners several weeks ago. The letter had requested a response from the 8 owners as to an agreement between the property owners to complete the swale design plan once the Twp had provided a definite design to them. Sol Wolf reported he has not had any response from any of the property owners.

E.) Joint Meeting with Municipal Authority – Rescheduled to December 13 @ 5:30 PM

Sol Wolf reported to the Supervisors that original date for a Joint Meeting with the Authority has been rescheduled for December 13th @ 5:30pm here at the Township building.

F.) Settlement on The Crossings at Sweet Briar

A settlement was scheduled for The Crossings at Sweet Briar for last Friday. Sol Wolf stated he has not received a confirmation that the settlement occurred. In speaking to Landmark Builders he did learn that the sewer/water work will begin in the near future.

G.) Intermunicipal Agreement with Jackson Twp

This agreement is in regards to a Grant application that Jackson Twp and NLT will submit to DEP for the Greenwaste Facility. NL Twp will provide equipment and manpower to process Jackson's Greenwaste at a location Jackson determines. Once the service is completed Jackson will receive an invoice from NLT for the service.

MOTION was made and seconded to approve the Intermunicipal Agreement between North Lebanon Twp and Jackson Twp regarding the Yardwaste recycling program. Motion unanimously carried.

COMMENTS FROM BOARD MEMBERS**A.) Suv Brensinger – Municipal Authority Appointment**

Suv Brensinger referred to the issue of the vacant seat on the Municipal Authority Board. He said he had spoken to several individuals about this appointment. At this time he would like the Board to take action to appoint Gary Heisey to the Authority position.

MOTION was made and seconded to appoint Gary Heisey to the Municipal Authority Board to complete the term vacated by Rick Miller. As this will be a split term it will expire 12/31/2015.

Chm Miller announced an advertised Budget Workshop will be held. A 15 minute break will be held and then the Budget Workshop will begin.

With no further business to discuss the meeting was adjourned.

Respectfully Submitted,

Theresa L. George
Recording Secretary